

04/01/97

REQUEST FORM FOR FILE WRAPPER CONTINUING APPLICATION
UNDER 37 CFR 1.62

Docket No. 35.C10516 Cont.

Anticipated Classification of
this application:

Class _____ Subclass _____

Prior Application:

Examiner S. Palan

Group Art Unit 2605

Assistant Commissioner for Patents
Box FWC
Washington, D.C. 20231

Sir:

This is a request for filing a ☐ continuation-in-part ☒ continuation ☐ divisional application, under 37 CFR 1.62 of prior Application No. 08/395,588 filed on February 28, 1995 currently entitled COMMUNICATION APPARATUS FOR SELECTING A COMMUNICATION PROTOCOL COMPATIBLE TO A PARTNER STATION AND EXECUTING THE SELECTED PROTOCOL

by the following currently named inventor:

Full Name of Sole or First Inventor TAKEHIRO YOSHIDA

Residence Shibuya-ku, Tokyo, Japan **Citizenship** Japan

Post Office Address c/o CANON KABUSHIKI KAISHA

30-2, 3-chome, Shimomaruko, Ohta-ku, Tokyo, Japan

The above identified prior application in which no payment of the issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this new application. Please use all the contents of the prior application file wrapper, including the drawings, as the basic papers for the new application. (Note: 37 CFR 1.60 may be used for applications where the prior application is not to be abandoned.)

1. ☒ Enter the amendment previously filed on February 13, 1997 under 37 CFR 1.116 but unentered, in the prior application.
- 2a. ☐ A preliminary amendment is enclosed.
- 2b. ☐ The applicant(s) presently intend(s) to file additional papers in this case after receiving an official Filing

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THE UNIVERSITY OF CHICAGO

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Receipt. Should the Examiner take this case up for action before receiving such papers, it is respectfully requested that the Examiner contact the attorneys for the applicant(s) at the telephone number shown below.

- 3a. The filing fee is calculated below on the basis of the claims existing in the prior application as amended at 1 and 2 above:

EXISTING CLAIMS				
FOR	NUMBER FILED	NUMBER EXTRA	RATE	BASIC FEE \$385/\$770
TOTAL CLAIMS	10-20	0	x \$11 \$22	0
INDEP. CLAIMS	2-3	0	x \$40 \$80	0
Fee for Multiple Dependent claims \$130°/\$260				0
TOTAL FILING FEE -----				\$770.00

- 3b. ☐ °Verified Statement claiming small entity status is enclosed or was filed in a prior application.
- 3c. ☒ Any prior general authorization to charge an issue fee under 37 C.F.R. 1.18 to Deposit Account No. 06-1205 is hereby revoked. The Assistant Commissioner is hereby authorized to charge any fees which may be required during the entire pendency of this application under 37 CFR 1.16 and 1.17, or to credit any overpayment, to Deposit Account No. 06-1205. A duplicate copy of this form is enclosed.
- 4a. ☒ A check in the amount of \$770.00 is enclosed.
- 4b. ☐ The filing fee will be supplied later.
5. ☐ Since this application is a continuation-in-part which discloses and claims additional matter, a new oath or declaration ☐ is included ☐ will be supplied later.
6. ☒ Amend the specification by inserting before the first line the sentence: --This application is a ☐ continuation-in-part ☒ continuation ☐ division, of Application

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No. 08/395,588 filed on February 28, 1995.

7. ☒ Priority of the following application is claimed under 35 U.S.C. 119:

<u>Country</u>	<u>Application No.</u>	<u>Filed (Mo., Day & Yr.)</u>
Japan	6-31386	March 1, 1994

8. ☒ The prior application is assigned of record to:

CANON KABUSHIKI KAISHA

9. ☒ The power of attorney in the prior application is to:

Joseph M. Fitzpatrick (Registration No. 17,398), Lawrence F. Scinto (Registration No. 18,973), William J. Brunet (Registration No. 20,452), Robert L. Baechtold (Registration No. 20,860), John A. O'Brien (Registration No. 24,367), John A. Krause (Registration No. 24,613), Henry J. Renk (Registration No. 25,499), Peter Saxon (Registration No. 24,947), Anthony M. Zupcic (Registration No. 27,276), Charles P. Baker (Registration No. 26,702), Stevan J. Bosses (Registration No. 22,291), Edward E. Vassallo (Registration No. 29,117), Ronald A. Clayton (Registration No. 26,718), Lawrence A. Stahl (Registration No. 30,110), Laura A. Bauer (Registration No. 29,767), Leonard P. Diana (Registration No. 29,296), David M. Quinlan (Registration No. 26,641), Nicholas N. Kallas (Registration No. 31,530), William M. Wannisky (Registration No. 28,373), Lawrence S. Perry (Registration No. 31,865), Robert H. Fischer (Registration No. 30,051), Christopher Philip Wrist (Registration No. 32,078), Gary M. Jacobs (Registration No. 28,861), Michael K. O'Neill (Registration No. 32,622), Bruce C. Haas (Registration No. 32,734), Scott K. Reed (Registration No. 32,433), Scott D. Malpede (Registration No. 32,533), Fredrick M. Zullo (Registration No. 32,452), Richard P. Bauer (Registration No. 31,588), Warren E. Olsen (Registration No. 27,290), Abigail F. Cousins (Registration No. 29,292), Steven E. Warner (Registration No. 33,326), Thomas J. O'Connell (Registration No. 33,202), Penina Wollman (Registration No. 30,816), David L. Schaeffer (Registration No. 32,716), Jack S. Cubert (Registration No. 24,245), Mark A. Williamson (Registration No. 33,628), Jean K. Dudek (Registration No. 30,938), Raymond R. Mandra (Registration No. 34,382) and Dominick A. Conde (Registration No. 33,856).

10. ☒ Recognize as Associate Attorneys:

Pasquale A. Razzano (Registration No. 25,512), John W. Behringer (Registration No. 23,086), Robert C. Kline (Registration No. 17,739), Mark J. Itri (Registration No. 36,171), William C. Hwang (Registration No. 36,169), Michael P. Sandomato (Registration

No. 35,345), Jack M. Arnold (Registration No. 25,823), John D. Carlin (Registration No. 37,292), Daniel S. Glueck (Registration No. 37,838), Victor J. Geraci (Registration No. 38,157), Joseph W. Ragusa (Registration No. 38,586), Brian L. Klock (Registration No. 36,570), Anne M. Maher (Registration No. 38,231), William J. Zak, Jr. (Registration No. 38,668), Thomas D. Pease (Registration No. 35,317), Bruce M. Wexler (Registration No. 35,409), Robert S. Mayer (Registration No. 38,544), Errol B. Taylor (Registration No. 39,853), Matthew J. Golden (Registration No. 35,161), Mark J. Rosen (Registration No. 39,822), Sean W. O'Brien (Registration No. 37,689), Thomas M. Palisi (Registration No. 36,629), Dolores A. Moro-Grossman (Registration No. 33,972), T. Thomas Gellenthien (Registration No. 39,683), Douglas Sharrott (Registration No. 39,832), Gordon F. Sieckmann (Registration No. 28,667), and Jay H. Anderson (Registration No. 38,371).

11. ☒ Also enclosed:

Petition Under 37 C.F.R. § 1.136(a) and a check for \$390.00.

12. ☒ Applicant's undersigned attorney may be reached in our New York office by telephone at (212) 758-2400. All correspondence should continue to be directed to our below listed address.

13. ☒ Address all future communications to:

Fitzpatrick, Cella, Harper & Scinto
277 Park Avenue
New York, N.Y. 10172

It is understood that secrecy under 35 U.S.C. 122 is hereby waived to the extent that if information or access is available to any one of the applications in the file wrapper of a 37 CFR 1.62 application, be it either this application or a prior application in the same file wrapper, the Patent and Trademark Office may provide similar information or access to all the other applications in the same file wrapper.

Dated: March 31, 1997

Abigail Cousins
Attorney for Applicant
Reg. No. 29,292

FITZPATRICK, CELLA, HARPER & SCINTO
277 Park Avenue
New York, New York 10172
Facsimile: (212) 758-2982

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35.C10516

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

TAKEHIRO YOSHIDA

Application No.: 08/395,588

Filed: February 28, 1995

For: COMMUNICATION APPARATUS
FOR SELECTING A
COMMUNICATION PROTOCOL
COMPATIBLE TO A PARTNER
STATION AND EXECUTING
THE SELECTED PROTOCOL

Examiner: S. Palan

Group Art Unit: 2605

March 31, 1997

Assistant Commissioner for Patents
Washington, D.C. 20231

PETITION UNDER 37 C.F.R. § 1.136(a)

Sir:

Applicant petitions the Assistant Commissioner for Patents to extend the time for response to the Office Action dated November 13, 1996 for two months from February 13, 1997 to April 13, 1997.

Submitted herewith is a check for \$390.00 to cover the fee for the extension under 37 C.F.R. § 1.17. Any deficiency in or overpayment of this fee should be charged or credited to Deposit Account No. 06-1205.

THREE MONTH EXTENSION GRANTED

By Direction
Primary Examiner

Clark, Group 260

Date

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GROUP 260

Application to

Applicant's undersigned attorney may be reached in our New York office by telephone at (212) 758-2400. All correspondence should continue to be directed to our below listed address.

Respectfully submitted,

Abigail Conroy
Attorney for Applicant

Registration No. 29,292

FITZPATRICK, CELLA, HARPER & SCINTO
277 Park Avenue
New York, New York 10172
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